

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin Marks et al.
Serial No.: 10/805,811
Filed: March 22, 2004
Group Art No.: 2188
Confirmation No.: 1073
Examiner: Eland, Shawn
Title: **SYSTEM AND METHOD FOR DRIVE
RECOVERY FOLOWING A DRIVE FAILURE**

Mail Stop: AMENDMENT
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

INFORMATION DISCLOSURE STATEMENT

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form, be considered and cited in the examination of the above-identified patent application. Pursuant to 37 C.F.R. 1.98(a)(2), a legible copy of any foreign patent, unpublished U.S. application, and/or non-patent published document cited on the attached PTO Form 1449 is being submitted with this Information Disclosure Statement. Consistent with the provisions of 37 C.F.R. § 1.97(h), this submission does not constitute an admission or representation that the submitted reference(s) is/are material to the patentability of the subject matter disclosed in the application.

Applicants believe a fee of \$180.00 is due with this filing. However, the Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-2148 of Baker Botts L.L.P in order to effectuate this filing.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2689.

Respectfully submitted,

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Date: Dec. 5, 2008

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